



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*The Jacob K. Javits Federal Building
26 Federal Plaza, 37th Floor
New York, New York 10278*

March 5, 2024

BY ECF

The Honorable Sidney H. Stein
United States District Judge
Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, New York 10007

**Re: *United States v. Robert Menendez, et al.,*
 S4 23 Cr. 490 (SHS)**

Dear Judge Stein:

The Government respectfully writes to advise the Court that a superseding indictment was returned by the grand jury earlier today and docketed as S4 23 Cr. 490 (SHS) (the "Superseding Indictment," enclosed). The Superseding Indictment includes the same offenses as the S2 indictment as to Robert Menendez, Nadine Menendez, Wael Hana, and Fred Daibes, but also charges corresponding substantive offenses, and includes new charges of conspiracy to obstruct justice and obstruction of justice.

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The filing of the Superseding Indictment will not necessitate the production of any additional discovery and, in the Government's view, does not affect the scheduled May 6, 2024 trial date.

Respectfully submitted,

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Enclosure

cc: Counsel of Record (via ECF)